

COUNCIL MEETING
MONDAY, FEBRUARY 26, 2018
COUNCIL CHAMBERS
www.lackawannany.gov

Regular session of the Lackawanna City Council met in the Council Chambers, Council President Keith Lewis presiding. The meeting was preceded by the Pledge of Allegiance led by Council President Lewis.

Meeting called to order

NB: Meeting being recorded

Roll Call: Council: Present: Iafallo, Leonard, Surdyke, Lewis

Dept. Heads: Present: Law, Comptroller, Development, Public Safety, Public Safety,
Recreation

Approval of Minutes: of regular meeting of February 6, 2018

Moved by Lewis seconded by Iafallo to adopt minutes of regular meeting of February 6, 2018 as written

Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

Departmental Reports:

1. City Comptroller-A/P Check Listing #31, February 1, 2018
2. City Comptroller-A/P Check Listing #32, February 8, 2018
3. City Comptroller-A/P Check Listing #33, February 15, 2018
4. City Comptroller- A/P Check Listing #34, February 21, 2018
5. City Treasurer- Total receipts deposited into the General Fund for the month of January, 2018

Moved by Lewis seconded by Surdyke receive and file departmental reports one thru five

Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

Communications from Department/Division Heads:

New York State DEC Contract

6. To: City Council

Please find the attached contract between the Lackawanna City Clerk and the New York State Department of Environmental Conservation which enables our personnel to sell sporting licenses to the general public. The approval of this contract is necessary to establish the City Clerk as an issuing agent for the purchase of hunting, fishing, muzzle loading and bow hunting licenses through the DEC program.

A renewal of this contract is necessitated by a change to the Assistant Issuing Agent in the City Clerk's Office.

Your anticipated cooperation in this matter is greatly appreciated.

(Complete contract on file with City Clerk)

JEFFREY P DEPASQUALE-CITY CLERK

Moved by Lewis seconded by Iafallo to approve contract between City Clerk and NYSDEC

Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

Public Works-Insurance Recovery Check

7. To: City Council

I am requesting that the Council put recovery check of \$37,355.00 in budget line 5110.201 (Equipment)

ANTHONY DESANTIS-COMMISSIONER of PUBLIC WORKS

Moved by Lewis seconded by Iafallo receive and file act or ordinance

Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

Amending Chapter 75 Ordinance

8. To: City Council

Please put the attached ordinance on the agenda for council approval. Thank you.

ANTONIO SAVAGLIO-CITY ATTORNEY

Moved by Lewis seconded by Iafallo receive and file act or ordinance

Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

Budget Transfer-Travel Allowance

9. To: City Council

The City of Lackawanna Assessors' Office is requesting the transfer of funds from A1355.490 to A1355.464 in the amount of \$50.00 to cover the expenses for travel related to Educational Class in Batavia, New York.

FRANK E KRAKOWSKI-CITY ASSESSOR

Moved by Lewis seconded by Surdyke receive and file act or ordinance

Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

Budget Transfer-Police Department

10. To: City Council

The recent appointment of five Police Officers, and the purchase of Police Uniforms, has resulted in a negative balance in several Police Department current budget lines, with additional required purchases needing payment.

As a result, I am respectfully requesting a transfer of funds as indicated herein. Transfer of \$3,096.80 from budget line A3120.0417, Uniforms & Accessories and \$2,500.00 from budget line A3120.0468, Training Schools, to the following: Transfer \$3,796.80 to budget line A3120.0405, Departmental Supplies, and \$1,800.00 to budget line A3120.0418, Uniforms and Accessories.

This transfer of funds will assist in the payment of current outstanding department purchases, which are currently due.

I thank you, in advance, for your anticipated approval of this request.

JAMES T KUNA-DIRECTOR of PUBLIC SAFETY

Moved by Lewis seconded by Leonard receive and file, act on ordinance

Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

Communications from Citizens:

2018 St. Patrick's Day Parade and Festivities

11. To: City Council

The Limestone Hill Friends of St. Patrick are planning the annual St. Patrick's Day Parade and Festivities for St. Patrick's Day, Saturday, March 17, 2018.

The festivities will include the following:

12:10 PM Special Mass-Our Lady of Victory Basilica

12:45 PM The Annual Shortest St. Patrick's Day Parade

(Parade Route: Our Lady of Victory Basilica to City Hall)

1:00 PM Raising of Irish Flag commemorating St. Patrick's Day

Guest Speakers: City of Lackawanna Mayor and Parade Representatives

1:30 PM Corned Beef and Cabbage Dinners/Sandwiches and Refreshments

Available at Father Baker Council Knights of Columbus and Col. Weber Post #898

Thank you in advance for your cooperation.

MICHAEL J CUSACK/THOMAS MCGOWAN-CO-CHAIRMAN-PATRIOTS CLUB

Moved by Lewis seconded by Iafallo approve request, refer to Director of Public Safety

Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

Chamber of Commerce-Arts on Ridge

12. To: City Council

Please accept this letter as a formal request to be placed on the agenda for the next City Council meeting to close Ridge Road from the intersection from Ridge Road and Electric Avenue to the intersection of Ridge Road and South Park Avenue on Saturday, September 29th, 2018. We are requesting the closure to allow citizens and vendors to move freely during our Arts on Ridge event. To ensure the safety of our citizens, we are requesting that the street be closed at 11:30 am and remain closed until 9pm.

Ours Arts on Ridge event last year was successful due to the assistance of city officials, including the Lackawanna Police Department, the Lackawanna Fire Department, and the Lackawanna Department of Public Works. We are looking forward to another wonderful event for our citizens and local business owners again this year. Please let us know if the council has any questions or concerns.

JENNIFER NAHREBESKI-PRESIDENT

Moved by Lewis seconded by Surdyke to approve request, refer to Director of Public Safety

Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

AshleyMay 5K Run/Walk

13. To: City Council

On Sunday June 24, 2018, I am currently planning an event to take place in the city of Lackawanna. The 1st Annual AshleyMay 5K run/walk for domestic awareness, in honor of what would be my daughters 24th birthday, will begin and end at Galanti Park. I have enclosed a copy of the course, which is certified by USA Track and Field, certification number NY18006JG.

I am requesting permission to be able to use the public streets on this day starting at 10:00am. The safety of runners, motorists, and volunteers are of the utmost importance to me. For this reason, I am also asking you to consider the support of the Lackawanna Police Department at main intersections to avoid any unnecessary chaos.

If you have any further questions regarding this event you can contact me or visit our website for all of the event details.

I'm hopeful this will be a great event held in the city for many years to come! Thank you for your time and consideration.

ANDREA KWASNIEWSKI

Moved by Lewis seconded by Iafallo to approve request, refer to Director of Public Safety
Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

Business Registration:

Paresh S. Patel-Shubh NY Inc-2368 Hamburg Turnpike-Gas Station & Convenience Store

Moved by Lewis seconded by Iafallo to approve business registration
Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

Janet Baranska-W.E.S. Photography-2901 South Park Avenue-Photography Studio

Moved by Lewis seconded by Surdyke to approve business registration
Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

Ordinances:

(1) Insurance Recovery Check

AN ORDINANCE AMENDING THE 2017-2018 BUDGET ORDINANCE ADOPTED JUNE 7, 2017

BE IT ENACTED BY THE City Council of the City of Lackawanna, New York as follows:

SECTION 1. That the 2017-2018 Budget Ordinance adopted June 7, 2017 is hereby amended to increase appropriations and revenue for Insurance Recovery for Plow Truck

SECTION 2. That the 2017-2018 Budget Ordinance is hereby amended to increase by \$37,355.00 budget code A.5110.201 Maintenance of Streets, Equipment.

SECTION 3. That the 2017-2018 Budget Ordinance is hereby amended to increase budget code A..2680 Insurance recoveries by \$37,355.00

THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY

Moved by Lewis seconded by Surdyke adopt ordinance as written
Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

(2) Fire Safety and Property Maintenance

AN ORDINANCE AMENDING CHAPTER 75, BUILDING CODE ADMINISTRATION, OF THE CITY OF LACKAWANNA MUNICIPAL CODE

BE IT ENACTED by the City Council of the City of Lackawanna, New York as follows:

Section 75-11A. Fire safety and property maintenance inspection is hereby rescinded and replaced as follows:

- A. (1) Fire safety and property maintenance inspections of buildings or structures which contain an area of public assembly shall be performed at least once every 36 months
- (2) Fire safety and property maintenance inspections of building or structures being occupied as dormitories shall be performed at least once every 36 months

(3) Fire safety and property maintenance inspections of all multiple dwellings not included in Subsection A (1) or (2), and all non-residential buildings, structures or uses and occupancies not included in Subsection A (1) or (2) shall be performed at least every 36 months

THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY

Moved by Lewis seconded Iafallo to adopt ordinance as written

Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

(3) Budget Transfer-Travel Allowance-Assessor

AN ORDINANCE AMENDING THE 2017-2018 BUDGET ORDINANCE ADOPTED JUNE 7, 2017

BE IT ENACTED BY THE City Council of the City of Lackawanna, New York as follows:

SECTION 1. That the 2017-2018 Budget Ordinance adopted June 7, 2017 is hereby amended to increase appropriations for the Assessment-Travel Allowance and decrease appropriations for Assessment-Web Site Maintenance

SECTION 2. That the 2017-2018 Budget Ordinance is hereby amended to increase by \$50.00 budget code A.1355.464-Travel Allowance

SECTION 3. That the 2017-2018 Budget Ordinance is hereby amended to decrease by \$50.00 budget code A.1355.490 Assessment-Web Site Maintenance

THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY

Moved by Lewis seconded by Iafallo to adopt ordinance as written

Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

Waive Rules:

Moved by Lewis seconded by Iafallo to waive the rules to adopt Budget Ordinance

Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

AN ORDINANCE AMENDING THE 2017-2018 BUDGET ORDINANCE ADOPTED JUNE 7, 2017

BE IT ENACTED by the City Council of the City of Lackawanna, New York as follows:

SECTION 1. That the 2017-2018 Budget Ordinance adopted June 7, 2017 is hereby amended to increase appropriations for the Police Department-Departmental Supplies and Police Department- Uniforms and Accessories and decrease appropriations for Police Department-Crossing Guard Uniforms and Accessories and Police Department-Training Schools.

SECTION 2. That the 2017-2018 Budget Ordinance is hereby amended to increase by \$3,796.80 budget code A.3120.405-Police Department-Departmental Supplies

SECTION 3. That the 2017-2018 Budget Ordinance is hereby amended to increase by \$1,800.00 budget code A.3120.418-Police Department-Uniforms and Accessories

SECTION 4. That the 2017-2018 Budget Ordinance is hereby amended to decrease by \$3,096.80 budget code A.3120.417 Police Department-Crossing Guard Uniforms and Accessories

SECTION 5. That the 2017-2018 Budget Ordinance is hereby amended to decrease by \$2,500.00 budget code A.3120.468 Police Department-Police Department-Training Schools

THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY

Moved by Lewis seconded by Surdyke adopt ordinance as written

Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

Tabled Items:

Moved by Lewis seconded by Iafallo to remove from table Business Registration from January 29, 2018 regular meeting.

Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

Moved by Lewis seconded by Iafallo to approve business license for Alicia Duncan dba Trinity Motors at 1754 Abbott Road

Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

Executive Session:

Moved by Lewis seconded by Iafallo to enter into Executive Session, at 7:28 PM, possible litigation & personnel matters

Yeas: Iafallo, Surdyke, Leonard, Lewis

Carried 4-0

Meeting reconvened at 7:54 PM

Roll Call: Council: Iafallo, Leonard, Surdyke, Lewis

Adjournment:

Moved by Lewis seconded by Surdyke meeting adjourned

Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

Keith E. Lewis, Council President

Jeffrey P. DePasquale, City Clerk